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Practitioner's Docket No. 35010/136US

SEP 15 2006

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Mark James Bell et al.

Application No.: 10/540,177

Group No.: 2855

Filed: June 17, 2005

Examiner: Harshad R. Patel

For: LOW MASS CORIOLIS MASS FLOWMETER HAVING A LOW MASS DRIVE
SYSTEM

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

AFFIDAVIT OF JEFFREY D. NEHR

I, Jeffrey D. Nehr, am Vice President and General Counsel of Micro Motion, Inc. My duties include intellectual property matters including the preparation, filing, and prosecution of U.S. patent applications. I have held this position since July 22, 1996.

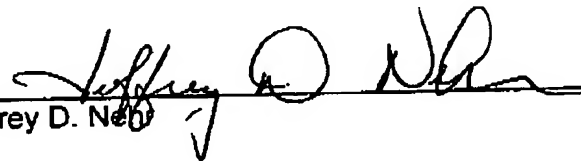
At my direction, U.S. Patent Application 09/994,251 was filed on 26 November 2001, listing Martin Andrew Schlosser, Boulder, Mark James Bell, Arvada, Matthew Glen Wheeler, Arvada, Daniel Patrick McNulty, Westminster, and Gary Edward Pawlas, Louisville, Colorado, as inventors. At the time, the inventors were employed by Brooks Instrument. The patent application was assigned to Emerson Electric Co., St. Louis, Missouri, as recorded on November 26, 2001 at Reel 012334 and Frame 0315. The Schlosser patent application issued as U.S. Patent No. 6,776,053. Emerson Electric Co. is listed on the issued patent as the assignee.

Also, at my direction, the current patent application to which this affidavit is directed (serial number 10/540,177) was filed on 17 June 2005, listing inventors: Mark James Bell, Arvada, Roger Scott Loving, Boulder, Colorado, and Joseph C. Dille,

Telford, Pennsylvania. This application is currently pending and is assigned to Micro Motion, Inc. Boulder, Colorado, as recorded on June 17, 2005, at reel 017122 and frame 0208. Attached is a copy of the assignment executed by the inventors for the present application.


The attached assignment papers show that the Schlosser patent publication 2003/0097881 is assigned to Emerson Electric Co. and that the present application is assigned to Micro Motion, Inc. Micro Motion, Inc. is a wholly owned subsidiary of Emerson Electric Co. Therefore, both the Schlosser patent application and the present application are owned by Emerson Electric Co.

IN TESTIMONY WHEREOF, I hereunto set my hand this 5th day of September, 2006.


Jeffrey D. Nehr

STATE OF COLORADO :
: ss.
COUNTY OF BOULDER :

On this 5th day of September, 2006, before me personally appeared Jeffrey D. Nehr, to me known and known to me to be the person described in and who executed this foregoing instrument; and he acknowledged to me that he executed the same for the purposes therein stated.


Notary Public

My commission expires: 5/8/2008



My Commission Expires 05/08/2008



135010/13648
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UNITED STATES PATENT AND TRADEMARK OFFICE

SETTER OLLILA LLC

UNDER SECRETARY OF COMMERCE FOR INTELLECTUAL PROPERTY AND
DIRECTOR OF THE UNITED STATES PATENT AND TRADEMARK OFFICE

FEBRUARY 06, 2006

PTAS



103107372A

CURTIS J. OLLILA
SETTER OLLILA LLC
2060 BROADWAY, SUITE 300
BOULDER, CO 80302

UNITED STATES PATENT AND TRADEMARK OFFICE
NOTICE OF RECORDATION OF ASSIGNMENT DOCUMENT

THE ENCLOSED DOCUMENT HAS BEEN RECORDED BY THE ASSIGNMENT DIVISION OF THE U.S. PATENT AND TRADEMARK OFFICE. A COMPLETE MICROFILM COPY IS AVAILABLE AT THE ASSIGNMENT SEARCH ROOM ON THE REEL AND FRAME NUMBER REFERENCED BELOW.

PLEASE REVIEW ALL INFORMATION CONTAINED ON THIS NOTICE. THE INFORMATION CONTAINED ON THIS RECORDATION NOTICE REFLECTS THE DATA PRESENT IN THE PATENT AND TRADEMARK ASSIGNMENT SYSTEM. IF YOU SHOULD FIND ANY ERRORS OR HAVE QUESTIONS CONCERNING THIS NOTICE, YOU MAY CONTACT THE EMPLOYEE WHOSE NAME APPEARS ON THIS NOTICE AT 571-272-3350. PLEASE SEND REQUEST FOR CORRECTION TO: U.S. PATENT AND TRADEMARK OFFICE, MAIL STOP: ASSIGNMENT SERVICES BRANCH, P.O. BOX 1450, ALEXANDRIA, VA 22313.

RECORDATION DATE: 06/17/2005

REEL/FRAME: 017122/0208
NUMBER OF PAGES: 3

BRIEF: ASSIGNMENT OF ASSIGNOR'S INTEREST (SEE DOCUMENT FOR DETAILS).

ASSIGNOR:
BELL, MARK JAMES

DOC DATE: 01/21/2003

ASSIGNOR:
LOVING, ROGER SCOTT

DOC DATE: 01/21/2003

ASSIGNOR:
DILLE, JOSEPH C.

DOC DATE: 01/23/2003

ASSIGNEE:
MICRO MOTION, INC.
7070 WINCHESTER CIRCLE
BOULDER, COLORADO 80301

Date docketed: 2/27/06
Docketed by: SS
LA: _____
Atty: _____

SERIAL NUMBER: 10540177

FILING DATE: 06/17/2005

PATENT NUMBER:

ISSUE DATE:

TITLE: LOW MASS CORIOLIS MASS FLOWMETER HAVING A LOW MASS DRIVE SYSTEM

017122/0208 PAGE 2

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FILING DATE: 06/17/2005

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PCT NUMBER: US0303335

TITLE: LOW MASS CORIOLIS MASS FLOWMETER HAVING A LOW MASS DRIVE SYSTEM

SHARON LATIMER, EXAMINER
ASSIGNMENT DIVISION
OFFICE OF PUBLIC RECORDS

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Form PTO-5595 (Rev. 03/05)
OMB No. 0551-0027 (exp. 6/30/2005)U.S. Department of COMMERCE
United States Patent and Trademark Office

103107372

Rec'd PCT/PTO 17 JUN 2005

To the Director of the U.S. Patents and Trademark Office: Please record the attached documents or the new address(es) below.

1. Name of conveying party(ies):

Mark James Bell
Roger Scott Loving
Joseph C. DilleAdditional name of conveying party(ies) attached? ☐ Yes ☒ No

3. Nature of conveyance:

Execution Date(s) Bell and Loving: 1/21/03, Dille: 1/23/03

- ☒ Assignment ☐ Merger
☐ Security Agreement ☐ Change of Name
☐ Government Interest Assignment
☐ Executive Order 9424, Confirmatory License
☐ Other _____

2. Name and address of receiving party(ies)

Name: Micro Motion, Inc.

Internal Address: _____

Street Address: 7070 Winchester CircleCity: BoulderState: COCountry: US Zip: 80301Additional Name(s) & address(es) attached? ☐ Yes ☒ No

4. Application number(s) or patent number(s):

A. Patent Application No.(s)
PCT/US2003/003335☒ This document is being filed together with a new application.

B. Patent No.(s)

06/28/2005 (FREY) 00000141 10540177

Additional numbers attached? ☐ Yes ☒ No

01 FC:0021

5. Name and address of party to whom correspondence concerning this document should be mailed:

Name: Curtis J. OllilaInternal Address: Setter Ollila LLCStreet Address: 2060 Broadway, Suite 300City: BoulderState: CO Zip: 80302Phone Number: 303-938-9999, ext. 12Fax Number: 303-938-9995Email Address: collila@soiplaw.com6. Total number of applications and patents involved: 27. Total fee (37 CFR 1.21(h) & 3.41) \$ 80

- ☒ Authorized to be charged by credit card
☐ Authorized to be charged to deposit account
☐ Enclosed
☐ None required (government interest not affecting title)

8. Payment Information

a. Credit Card Last 4 Numbers 0517
Expiration Date 10/2005

b. Deposit Account Number _____

Authorized User Name _____

9. Signature:

June 17, 2005

Signature

Curtis J. Ollila, Reg. No. 47,833

Date

Total number of pages including cover sheet, attachments, and documents 3

Name of Person Signing

Documents to be recorded (including cover sheet) should be faxed to (703) 306-5895, or mailed to:
Mail Stop Assignment Recordation Services, Director of the USPTO, P.O. Box 1450, Alexandria, V.A. 22313-1450

Practitioner's Docket No. 35010/136WO

PATENT

For: U.S. Rights and Foreign Rights
For: International Application
By: Inventors

ASSIGNMENT OF INVENTION

In consideration of the payment by ASSIGNEE to ASSIGNORS of the sum of Ten Dollars (\$10.00), the receipt of which is hereby acknowledged, and for other good and valuable consideration,

ASSIGNORS:

Mark James Bell
15710 West 66th Place
Arvada, Colorado 80007
Nationality: United States of America

Roger Scott Loving
2160 James Canyon Drive
Boulder, Colorado 80302
Nationality: United States of America

Joseph C. Dille
628 Cowpath Road
Telford, Pennsylvania 18969
Nationality: United States of America

hereby sell, assign and transfer to

ASSIGNEE:

Micro Motion, Inc.
7070 Winchester Circle
Boulder, Colorado 80301
United States of America
State or Country of Formation: Colorado

and the successors, assigns and legal representatives of the ASSIGNEE the entire right, title and interest for the United States and its territorial possessions and in all foreign countries, including all rights to claim priority, in and to any and all improvements which are disclosed in the invention entitled:

LOW MASS CORIOLIS MASS FLOWMETER HAVING A LOW MASS DRIVE SYSTEM

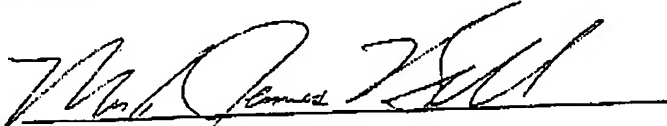
and which is found in (37 C.F.R. Section 3.21) PCT patent application executed on the date herewith and any legal equivalent thereof in the United States and foreign countries, including the right to claim priority and, in and to, all Letters Patent to be obtained for said invention by the above international application or any continuation, division, renewal, or substitute thereof, and as to letters patent any reissue or re-examination thereof.

(Assignment of Invention--page 1 of 2)

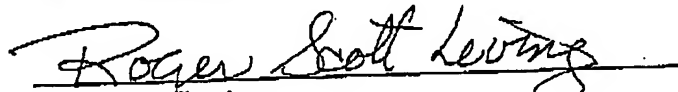
ASSIGNORS hereby covenant that no assignment, sale, agreement or encumbrance has been or will be made or entered into which would conflict with this assignment.

ASSIGNORS further covenant that ASSIGNEE will, upon its request, be provided promptly with all pertinent facts and documents relating to said invention and said Letters Patent and legal equivalents as may be known and accessible to ASSIGNORS and will testify as to the same in any interference, litigation or proceeding related thereto and will promptly execute and deliver to ASSIGNEE or its legal representatives any and all papers, instruments or affidavits required to apply for, obtain, maintain, issue and enforce said application, said invention and said Letters Patent and said equivalents thereof which may be necessary or desirable to carry out the purposes thereof.

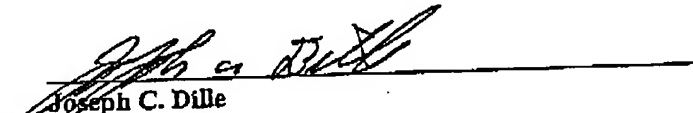
Date: 1/21/03


Mark James Bell

Date: 1/21/03


Roger Scott Loving

Date: 1/23/03


Joseph C. Dille

(Assignment of Invention--page 2 of 2)